

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Mark Anthony Howard

Confirmation No.: 3390

Serial No.: 10/735,962

Examiner: Susan F. Rayyan

Filed: December 15, 2003

Group Art Unit: 2167

For: MULTI-TIERED STRUCTURE FOR FILE SHARING BASED ON
SOCIAL ROLES

Date: April 8, 2008

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Applicant hereby appeals to the Board from the decision of the Primary Examiner mailed January 9, 2008, finally rejecting claims 1-20. The item(s) checked below are appropriate:

1. STATUS OF APPLICANT

This application is on behalf of

- ☒ other than a small entity
☐ small entity. Verified statement ☐ attached ☐ already filed on _____.

2. FEE FOR FILING NOTICE OF APPEAL

Pursuant to 37 CFR 1.17(e) the fee for filing the Notice of Appeal is:

- ☐ small entity \$ _____
☒ other than a small entity \$510

Notice of Appeal fee due \$ 510

3. EXTENSION OF TERM

NOTE: The time periods set forth in 37 CFR 1.191 are subject to the provision of #1.136 for patent applications 37 CFR 1.191(d). But see 37 CFR 1.645 for extension of time in interference proceedings and 37 CFR 1.550(c) for extension of time in reexamination proceedings).

(complete (a) or (b) as applicable)

The proceedings herein are for a patent application and the provisions of 37 CFR 1.136 apply.

- (a) ☐ Applicant petitions for an extension of time under 37 CFR 1.17 (a)-(d) for the total number of months checked below:

Extension Fee:

	<u>Months</u>	<u>Small Entity</u>	<u>Other Than Small Entity</u>
<input type="checkbox"/>	one month	\$ 60.00	\$ 120.00
<input type="checkbox"/>	two months	\$235.00	\$ 460.00
<input type="checkbox"/>	three months	\$525.00	\$ 1050.00
<input type="checkbox"/>	four months	\$820.00	\$1,640.00
<input type="checkbox"/>	five months	\$1115.00	\$2,230.00

If an additional extension of time is required, please consider this a petition therefor.

(check and complete the next item, if applicable)

- ☐ An extension for _____ months has already been secured and the fee paid therefor of \$_____ is deducted from the total fee due for the total months of extension now requested.

Extension fee due with this request \$ _____
or

- (b) ☒ Applicant believes that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

4. TOTAL FEE DUE

The total fee due is :

Notice of Appeal fee	\$ 510
Extension fee (if any)	\$
TOTAL FEE DUE	\$ 510

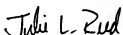
5. FEE PAYMENT

- ☒ Payment is made electronically by Deposit Account.
- ☒ Any deficiency or overpayment for extensions of time or claims should be charged or credited to deposit account number 24-0037.

Respectfully submitted,

Customer No. 65650

MARGER JOHNSON & McCOLLOM, P.C.



Julie L. Reed
Reg. No. 35,349

MARGER JOHNSON & McCOLLOM
210 SW Morrison Street, Suite 400
Portland, OR 97204
(503) 222-3613